

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

**VC MACON GA, LLC**

**Plaintiff,**

**v.**

**Civil Action No. 5:18-cv-00388-TES**

**VIRGINIA COLLEGE, LLC; and  
EDUCATION CORPORATION OF  
AMERICA,**

**Defendants.**

**ORDER FOR RESPONSE/OBJECTION PERIOD FOR RESOLVED CLAIMS  
AND FUTURE RESOLVED CLAIMS**

The Receiver has, in the Receiver's Supplemental Claims Report (Doc. 620, the "Supplemental Report"), moved the Court to accept the resolutions the Receiver and certain Claimants agreed to concerning those Claimants' objections to the Receiver's initial treatment concerning their respective proof of claims.

Upon the filing of the Claims Report (Doc. 577), any claimant wishing to object or otherwise respond to the Claims Report had until June 18, 2024 to file with the Court said objection or response. (Doc. 576). "[I]f no objection [was] filed during this 30-day period, the Claims Report shall be the final, binding, determination on each non-objection Claimant [. . .]" (*Id* at 2). Those Claimants that did not object to the treatment the Receiver recommended for their claims by the Court's deadline are final and binding and require no further analysis or response.

Certain claimants did object to the Receiver's treatment of their claims in the Claims Report. The Court instructed the Receiver to informally attempt to negotiate with any objecting

claimant to resolve the objection and dispute. (Doc. 175; Doc. 576). If such objections could not be resolved, the objections were to be resolved by the Court. (*Id.*).

The Receiver has noted (Doc. 620, pp. 2-5) that the following Claimants objected to the treatment their proof of claim received in the Receiver's Claims Report:

	Doc #	Name of Claimant	Claim Number	Initially Assigned Bucket Number
1	583, 583-1	Sepideh Geramfard	C1106	Bucket 6, objected to due to lack of info
2	584, 584-1, 584-2	Brittany Pettaway	C589	Bucket 6, objected to due to lack of info
3	584-2, 585	Brandi Pettaway	C590	Bucket 6, objected to due to lack of info
4	587	Kailei Gallegos	C1186	Bucket 6, objected to due to lack of info
5	589	Commonwealth of Pennsylvania	C1704	Bucket 5, objected to due to no amount listed
6	590	Commonwealth of Pennsylvania	C1704	Bucket 5 (refiled but same as Doc. 589)
7	591	Pension Benefit Guaranty Corporation	N/A	Not listed in Claims Report by Error
8	592	Raychel Nichols	C1798	Bucket 6, objected to due to lack of info
9	593	Wiggins Childs Pantazis Fisher & Goldfarb LLC on behalf of numerous alleged WARN Act claimants	C881, C744, C883 C882 C885 C884 C886 C887 C888 C889 C891 C892 C893 C894 C895	All Bucket 6, objected to as unsustained

			C896 C897 C898 C738 C899 C900 C901 C902 C903 C904 C905 C906 C907 C908 C909 C910 C911 C912 C760	
10	594, 594-1	Kiersten Bay	C1299	Bucket 6, objected to due to lack of info
11	595	Raymond Bogier	C413	Bucket 6, objected to due to lack of info
12	596	G&G Holdings, LLC	C648 C649	Bucket 6, allowed but not as Bucket 4
13	597	BVB-NC, LLC	C652 C653	Bucket 6, allowed but not as Bucket 4
14	598	NC Pensacola, LLC	C650 C651	Bucket 6, allowed but not as Bucket 4
15	600	Exchange Bank and Trust Company	C1973	Bucket 6, as judgment violated injunction orders
16	601	CKS-VCC LLC	C622 C623 C624 C625 C626 C627	Bucket 6, objected to as duplicates
17	602	Jerrell Smith & R. Dailey on behalf of themselves and all others similarly situated WARN Act claimants	C841	Bucket 6, objected to as un-sustained

18	603, 603-1	Monroe Capital Management Advisors, LLC	C718 C992	Bucket 2, objected to based on reduced by credit bid of NECB/lack of documentation regarding post- appointment fees and expenses, reasonableness
19	604	Raychel Nichols	C1798	Bucket 6, objected to due to lack of info
20	605	Deidra Gray	C1753	Bucket 6, objected to due to lack of info
21	606	Tamara Gray	C1761	Bucket 6, objected to due to lack of info
22	607	Ashley Nichols Brown (Cline)	C987	Bucket 6, objected to due to lack of info
23	608, 608-1, 608-2	Justin Little	C145	Bucket 6, objected to due to lack of info
24	609	Shaunta Williams	C1448	Bucket 6, objected to due to lack of info
25	610, 610-1	Raymond Freitas	C636	Bucket 6, objected to due to lack of info
26		U.S. Department of Veteran Affairs	Not originally filed nor filed with the Court	n/a
27	611	Shearelia Miller	Not originally filed nor filed with the Court	n/a

Through the informal negotiation phase, the Receiver reached a resolution concerning the above objected-to claims in the following manner:



	Doc #	Name of Claimant	Claim Number	Initial Assigned Bucket and treatment	Resolution
1	583, 583-1	Sepideh Geramfard	C1106	Bucket 6, objected to	Approved in Bucket #6 for \$141,300
2	584, 584-1, 584-2	Brittany Pettaway	C589	Bucket 6, objected to	Approved in Bucket #6 for \$40,000
3	584-2, 585	Brandi Pettaway	C590	Bucket 6, objected to	Approved in Bucket #6 for \$40,000
4	587	Kailei Gallegos	C1186	Bucket 6, objected to	Approved in Bucket #6 for \$16,889
5	589	Commonwealth of Pennsylvania	C1704	Bucket 5, objected to due to no amount listed	Approved for requested amount of \$1,510,000 in Bucket #5.
6	590	Commonwealth of Pennsylvania	C1704	Bucket 5	Refiled objection – no action
7	591	Pension Benefit Guaranty Corporation	C1905 and C1906	Not listed in Claims Report by Error	Approved in Bucket #5 for \$729,245 and \$3,223, respectfully
8	592	Raychel Nichols	C1798	Bucket 6, objected to	Approved in Bucket #6 for \$4,500.50
9	595	Raymond Bogier	C413	Bucket 6, objected to	Approved in Bucket #6 for \$16,003.49
10	596	G&G Holdings, LLC	C648 C649	Bucket 6, objected to	Approved - post-appointment services assigned to Bucket #4 in amount of \$185,207.84.
11	597	BVB-NC, LLC	C652 C653	Bucket 6, objected to	Approved - post-appointment services assigned to Bucket #4 - \$146,398.18.
12	598	NC Pensacola, LLC	C650 C651	Bucket 6, objected to	Approved - post-appointment services assigned to Bucket #4 - \$143,994.64.

13	601	CKS-VCC LLC	C622 C623 C624 C625 C626 C627	Bucket 6, objected to as duplicates	Approved in Bucket #6, no duplicates, in amounts of \$8,334,849.96, \$53,095.75, \$267,682.74, respectfully
14	602	Jerrell Smith & R. Dailey on behalf of themselves and all others similarly situated WARN Act claimants	C841	Bucket 6, objected to as un- sustained	Assigned to Bucket #4 for settled amount of \$3,180,445.00 - Liability remains disputed - no class certification permitted, only those employees listed on the proof of claim are approved
15	604	Raychel Nichols (this is a duplicate objection)	C1798	Bucket 6	Same as above
16	605	Deidra Gray	C1753	Bucket 6, objected to	Approved in Bucket #6 for \$64,229.43
17	606	Tamara Gray	C1761	Bucket 6, objected to	Approved in Bucket #6 for \$40,000
18	607	Ashley Nichols Brown (Cline)	C987	Bucket 6, objected to	Approved in Bucket #6 for \$39,033
19	608, 608-1, 608-2	Justin Little	C145	Bucket 6, objected to	Approved in Bucket #6 for \$48,000
20	609	Shaunta Williams	C1448	Bucket 6, objected to	Approve to Bucket #6 for \$9,000
21	610, 610-1	Raymond Freitas	C636	Bucket 6, objected to	Approve to Bucket #6 for \$48,000

The Receiver has moved the Court to accept and approve these resolutions concerning these objections, and to make these resolutions the binding treatment for said proof of claims.

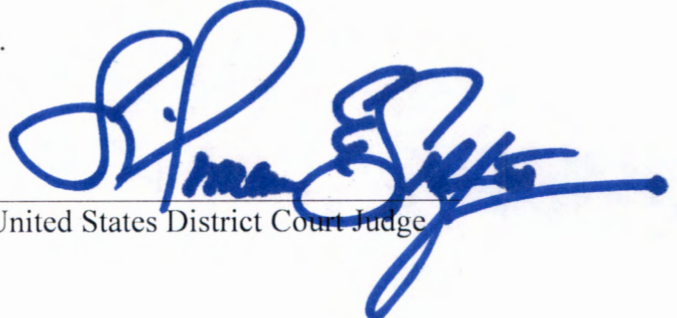
Before ruling on said resolutions, the Court will allow an opportunity for others to respond and or object to the proposed resolutions above. Additionally, the Court will allow an opportunity

for others to respond and or object to any resolutions that are made and reported by the Receiver concerning those objections that were made but not resolved by the time of the filing of the Supplemental Report. Accordingly, it is **HEREBY ORDERED THAT:**

- The Receiver shall post a copy of the Supplement Report on the ECA Receivership Claims' Website – [www.omningt.com/eca](http://www.omningt.com/eca)
- Anyone desiring to respond or object to the Receiver's recommended resolutions to the above objected to claims shall file such response or objection within twenty-one (21) days of this Order; and
- The Receiver or the resolving party to the resolved objection may file a response within twenty-one (21) days of said response or objection being filed; and
- The Court may then rule on said response or objection, or set a hearing concerning response or objection; and
- Any response or objection that is not filed within twenty-one (21) days of this Order will be waived and forever closed; and
- The Receiver shall promptly report to the Court any resolutions entered into, to the extent such resolutions exists, concerning those claims that were originally objected to but not resolved by the time of the Supplemental Report; and
- Anyone desiring to respond or object to a resolution made concerning those claims that were originally objected to but not resolved by the time of the Supplemental Report shall file such response or objection within twenty-one (21) days of the Receiver's report of such resolution; and
- The Receiver or the resolving party to the resolved objection may file a response within twenty-one (21) days of said response or objection being filed; and

- The Court may then rule on said response or objection, or set a hearing concerning response or objection; and
- Any response or objection that is not filed within twenty-one (21) days of Receiver's report of such resolution will be waived and forever closed;
- This Order shall become effective immediately upon its entry; and
- The above briefing schedule will not be amended or altered except for good cause shown by any of the parties upon written motion to the Court; and
- Except to the extent expressly amended or modified by the entry of this Order, all provisions of the Claims Order (Docs. 175, 576) shall remain unmodified and shall remain binding with full force and effect; and
- Without impairing or affecting the finality of this Order, this Court shall retain jurisdiction with respect to all matters arising from or related to the enforcement of this Order, and to interpret this Order and the Claims Order.

Dated: March 17, 2025

  
United States District Court Judge